

RUSH TOWN BOARD
Minutes of June 11, 2008
Regular Meeting

A regular meeting of the Rush Town Board, County of Monroe, was called to order by Supervisor Udicious at 7:00 PM on June 11, 2008, at the Rush Town Offices, 5977 East Henrietta Road, Rush, New York. Everyone present participated in the Pledge of Allegiance.

PRESENT:	Donald Knab	-----	Councilman
	Richard Anderson	-----	Councilman
	Thomas Doupe	-----	Councilman
	Lisa Sluberski	-----	Councilwoman
	William Udicious	-----	Supervisor
	Pamela Bucci	-----	Town Clerk
	Charles Steinman	-----	Attorney for the Town

OTHERS PRESENT:	Gerald Kusse	----	Resident, Code Enforcement Officer
	Kirsten Flass	----	Resident, Library Director
	Dave Sluberski	----	Resident

I. OPEN FORUM . Supervisor Udicious informed the audience that copies of Rules and Procedures for Town Board meetings are now available at the meeting sign in table.

II. APPROVAL OF MINUTES . May 28, 2008

RESOLUTION #99-08

Councilman Doupe moved that the Minutes of May 28, 2008, meeting be approved. Councilman Knab seconded the motion.

Roll:

Councilman Knab	aye	
Councilman Anderson	aye	
Councilman Doupe	aye	
Councilwoman Sluberski	aye	
Supervisor Udicious	aye	carried.

III. APPROVAL OF ABSTRACT

RESOLUTION #100-08

Councilman Doupe stated **Be It Resolved**, that having audited all the appropriations against the funds listed on Abstract #11 in the amount of \$59,608.01 be allowed for vouchers #628 through #689. Councilman Anderson seconded the motion.

Roll:

Councilman Knab	aye
Councilman Anderson	aye
Councilman Doupe	aye

Councilwoman Sluberski	aye	
Supervisor Udicious	aye	carried.

IV. CORRESPONDENCE

A. Renewal Request from Time Warner Cable of contract with the Town due to expire on March 14, 2011.

B. Budget Officer Don Reynolds provided department heads 2009 budget worksheets for the upcoming budget workshops.

C. Town Board's Resolution #98-08 in support of The Mendon Foundation's pursuit of grant funding has been forwarded.

V. REPORT OF OFFICERS AND COMMITTEES

A. Councilman Anderson . The Farmland Preservation Committee met on June 10th and tabled the tax abatement method. It presented possible legal consequences and may be beyond the point of effectiveness considering the amount of rebate farmers are already receiving from the state program. Councilman Anderson will investigate a grant application.

B. Councilman Doupe . The Library Board of Trustees is moving forward with the gazebo project and will be seeking a building permit.

C. Councilwoman Sluberski . Fees for the Recreation Department Summer Camp Program are being further discussed.

The Rush United Methodist Church charges \$100.00 for dining room use and a \$75.00 custodial fee per event.

Recreation Supervisor Patricia Stephens is seeking an in-house purchase of the Assessor's Office 2008 colored printer. According to Councilman Doupe, the Assessor's Office is seeking a Monroe-County-system compatible colored printer. Supervisor Udicious will investigate.

VI. OLD BUSINESS

A. Employee Manual Change of Community Service Policy . Supervisor Udicious further discussed the proposed additional wording of the policy. He added further findings that the highway department, between the years 2002 and 2007 responded to Fire and EMS service calls on an average of 4 hours per year. Payment of Unused Personal Leave wording as earlier proposed was also discussed. These matters were tabled until the next meeting.

B. Engineering & Design Service for Repair of Rush Dam - \$19,500 of approved grant money (\$120,000 in total) received from Assemblywoman Susan John to be spent on design work of the dam's emergency repairs. The actual contracted work has not been decided.

Supervisor Udicious made a motion to hire Larsen Engineers to perform the design work on the Honeoye Creek dam's emergency repairs for \$19,500. Money is provided through a grant approved through Assemblywoman Susan John's office in the amount of \$120,000. Councilman Knab seconded the motion.

Roll:

Councilman Knab	aye	
Councilman Anderson	aye	
Councilman Doupe	aye	
Councilwoman Sluberski	aye	
Supervisor Udicious	aye	carried.

C. Update on the Rush Town Park Project . All necessary drawings have been submitted to the Department of Environmental Conservation. Approval to move soil has not been provided.

C. Update on Quality Communities Project . Councilman Anderson reported that support documents have been compiled. A public meeting will be held on June 26 at 7 PM at the Rush Town Hall.

VII. NEW BUSINESS

A. National Flood Insurance Program, Flood Insurance Rate Maps for Monroe County . A proposed local law to regulate development in known floodplain areas in compliance with the new FEMA regulations. Accepting the law will protect property owners by maintaining favorable flood insurance rates for residents. A public hearing for the adoption of Local Law #6 . amending the Flood Damage Prevention as Authorized by the New York State Constitution, Article IX, Section 2 and Environmental Conservation Law, Article 36 is set for July 9, 2008 at 7:15 PM. The draft map is available in the Town Clerk's Office.

Resolution #101-08

Supervisor Udicious made a motion to set a public hearing on Wednesday, July 9, 2008, 7:15 PM at the Rush Town Hall for the adoption of Local Law # 6 amending Flood Damage Prevention as Authorized by the New York State Constitution, Article IX, Section 2 and Environmental Conservation Law, Article 36. Councilman Knab seconded the motion.

Roll:

Councilman Knab	aye	
Councilman Anderson	aye	
Councilman Doupe	aye	
Councilwoman Sluberski	aye	
Supervisor Udicious	aye	carried.

VIII. OPEN FORUM

Supervisor Udicious invited anyone in the audience to address the Board.

A. David Sluberski asked for comments on his digital recording device proposal, questioned who the author was of the open meeting booklet and the timeframe of work to be performed on the dam. Supervisor Udicious responded that recording of meetings is a town clerk function and the board will await her recommendation. The Rules and Procedures booklet are, in part, taken from the Town Law Manual. Process of actually working on the dam may require competitive bidding and would follow the necessary course of action.

Mr. Sluberski questioned the use of a bulldozed path off of East River Road. Less than 2 years ago Code Enforcement Officer Kusse relinquished any authority over imported fill dirt in the town to the Highway Superintendent. The path leads to a fill operation, not interrupting Martin Creek.

IX. EXECUTIVE SESSION

Supervisor Udicious motioned to move the meeting into Executive Session at 7:40 PM to discuss potential acquisition of property.

Councilman Knab moved to return to regular session of the meeting at 7:55 PM.

Resolution #102-08

Councilman Knab made a motion to authorize Supervisor Udicious to enter into contact negotiations to acquire a piece of real property for the town. Motion was seconded by Councilman Doupe.

Roll:

Councilman Knab	aye	
Councilman Anderson	aye	
Councilman Doupe	aye	
Councilwoman Sluberski	aye	
Supervisor Udicious	aye	carried.

With no further business, a motion was made by Councilman Knab and the meeting was adjourned at 8:00 PM by common consent of all board members.

Respectfully submitted,

Pamela J. Bucci

Pamela J. Bucci
Town Clerk